



SOUTHWEST MARINE, INC.
SAN DIEGO DIVISION

*"Specialists in the Repair,
Modernization and Maintenance
of Seagoing Vessels"*

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Corporate Offices: San Diego

December 5, 1985

Serial IE #86

Supervisor of Shipbuilding
Conversion and Repair, USN
Naval Station, Box 119
San Diego, CA 92136

Subject: Your letter dated November 29, 1985, Serial 400/5831
Hazardous Waste Generated at Non-Naval Facilities

Reference: (a) California Administrative Code, Title 22,
Division 4, Chapter 30, Article 6, Section 66484
(b) California Administrative Code, Title 22,
Division 4, Chapter 30, Section 66078

Gentlemen:

In accordance with references (a) and (b), we strongly disagree with the subject letter and contend that the Navy is the generator of the hazardous waste and must continue to sign the manifest and to dispose of the waste as before.

By contract with the Navy we are required to remove the hazardous waste to complete the job on schedule and to prevent exposure or injuries to Naval or Contractor personnel. We do not consider it to be our contractual responsibility to sign as generator for any hazardous wastes generated from Navy ships now or in the future while they are in our yard.

Southwest Marine has forwarded your letter to our Legal Counsel for review and to analyze its impact on our present legal case in regards to asbestos. We will be forwarding additional information as available.

Very truly yours,

SOUTHWEST MARINE, INC.

Herbert G. Engel
Executive Vice President &
General Manager

HGE:df

Supervisor of Shipbuilding
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cc: President
V.P. & General Manager
Engineering
Production Manager
Legal
Safety
Q.A.
San Pedro
San Francisco